

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



**FISCAL NOTE**

**HB 2552 - SB 2578**

February 23, 2018

**SUMMARY OF BILL:** Creates a new class E felony prohibiting any local government body from voting for and approving an ordinance or resolution that expressly conflicts with state or federal law.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Title 39, Chapter 16, Part 4 contains various offenses relative to misconduct by public officials and employees. The proposed legislation adds a new section to Part 4.
- Under the proposed legislation, it is a class E felony offense for any local governmental body to knowingly vote for and approve an ordinance or resolution that expressly conflicts with state or federal law.
- The offense is punishable by fine only and will not impact state incarceration costs.
- Tennessee Code Annotated § 40-35-111 authorizes a fine up to \$3,000 for a class E felony, unless otherwise provided by statute.
- Based on the Fiscal Review Committee's 2008 study and the Administrative Office of the Courts' 2012 study on collection of court costs, fees, and fines, collection in criminal cases is insignificant. There will not be a significant increase in state revenue as a result of the fines under the proposed legislation.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink that reads "Krista M. Lee".

Krista M. Lee, Executive Director

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